

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS  
JANUARY 7, 1970

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. on Wednesday, January 7, 1970 in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen - BROWN, CULBERTSON,  
HUNNELL, SCHAFFER  
(8:02 p.m.) and KIRSTEN  
(Mayor)

Absent: Councilmen - None

Also present: City Manager Graves, Assistant City Manager Peterson, City Attorney Mullen, Planning Director Schroeder and Public Works Director Jones.

PLEDGE

Mayor Kirsten led the Pledge of Allegiance to the flag.

MINUTES

On motion of Councilman Brown, Hunnell second, Minutes of December 17, 1969 were approved as written and mailed. (Councilman Schaffer arrived.)

PRESENTATION

Mayor Kirsten commended City employees Royal Newman, Superintendent of Utilities; Robert James, Electrical Engineer; and Clinton Faul, Utilities Supervisor for having completed a course in Distribution System Planning Operation and presented each employee with a certificate.

PUBLIC HEARINGS

REZONE &  
PREZONE  
HALLINAN  
PROPERTY

Notice thereof having been published in accordance with law, Mayor Kirsten called for the public hearing on the proposal to rezone and prezone the Hallinan property as follows:

ORD. NO. 918  
INTRODUCED

1. The rezoning of a parcel located at the southeast corner of the U.S. 50-99 Freeway and the Mokelumne River (i.e., The 64th Addition to the City of Lodi) from the M-2, Heavy Industrial District to the C-2, General Commercial District;
2. The prezoneing of a parcel on the east side of North Cherokee Lane, 414 feet north of East Lockeford Street (i.e., that portion of the Hallinan Addition to the City of Lodi located west of the U.S. 50-99 Freeway) from the I-PA, Interim-Protective Agricultural District to the C-2, General-Commercial District;
3. The prezoneing of portions of Lots 44, 45, 47, 48 and 49 of the Lawrence Homestead Addition (i.e., the southerly 446 feet of that portion of the Hallinan Addition to the City of Lodi lying easterly of the U.S. 50-99 Freeway) from the I-PA, Interim-Protective Agricultural District to the M-2, Heavy Industrial District;

4. The rezoning of portions of Lots 40, 41, 42, 43 and 44 of the Lawrence Homestead Addition (i.e., the area northerly of the southerly 446 feet of the Hallinan Addition to the City of Lodi lying easterly of the U.S. 50-99 Freeway) from the I-PA, Interim-Protective Agricultural District to the C-2, General-Commercial District.

Councilman Culbertson stated he wished to abstain from the discussion and voting on the matter because of a possible conflict of interest.

Planning Director Schroeder introduced the matter, showing a drawing of the area involved.

Speaking in favor of the above proposal were Attorney Stewart C. Adams, Jr., 121 West Pine Street, representing Mr. and Mrs. T. J. Hallinan, and Mr. T. J. Hallinan, 4710 East Turner Road. There being no others wishing to speak on the matter, the public portion of the hearing was closed,

After Council discussion, Councilman Hunnell moved introduction of Ordinance No. 918 rezoning and rezoning the Hallinan property as outlined above. The motion was seconded by Councilman Schaffer and carried by the following vote:

Ayes: Councilmen - Brown, Hunnell, Schaffer and Kirsten

Noes: Councilmen - None

Abstain: Councilman - Culbertson

Absent: Councilmen - None

#### PLANNING COMMISSION

ABANDONED  
AUTO ORD.

Planning Director Schroeder discussed the procedures necessary to implement Ordinance No. 911 providing for the abatement and removal of abandoned, wrecked, dismantled or inoperative vehicles within the incorporated areas of the City of Lodi. He requested Council approval to advertise for bids for the granting of a franchise for removal of the vehicles. On motion of Councilman Schaffer, Brown second, the Council authorized advertising for bids for the granting of a franchise for the removal of abandoned vehicles within the City limits,

#### COMMUNICATIONS

ANNEX ROBBY'S  
ADDITION

A petition was received from owners of not less than one-fourth of the land area and by assessed valuation for annexation of 6.028 acres to be known as "Robby's Addition."

Minutes of January 7, 1970 continued

RES. NO. 3334

The proposed annexation was approved by the Local Agency Formation Commission of San Joaquin County on December 19, 1969. On motion of Councilman Culbertson, Schaffer second, the City Council adopted Resolution No. 3334 declaring the Council's intention to annex "Robby's Addition" and setting public hearing thereon for March 4, 1970.

ANNEX PICCOLO  
ADDITION

RES. NO. 3335

A petition was received from owners of not less than one-fourth of the land area and by assessed valuation for annexation of 3.2 acres to be known as the "Piccolo Addition." The proposed annexation was approved by the Local Agency Formation Commission of San Joaquin County on December 19, 1969. On motion of Councilman Culbertson, Schaffer second, the City Council adopted Resolution No. 3335 declaring the Council's intention to annex the "Piccolo Addition" and setting public hearing thereon for March 4, 1970.

ANNEX  
HALLINAN  
ADDITION

RES. NO. 3336

A petition was received from all of the owners of the land proposed to be annexed to the City as the "Hallinan Addition." Said annexation was approved by the Local Agency Formation Commission of San Joaquin County on December 19, 1969. The Local Agency Formation Commission also granted the City power to waive notice and hearing on the proposed annexation pursuant to the provisions of Section 54797.1 of the Government Code. On motion of Councilman Schaffer, Brown second the Council adopted Resolution No. 3336 approving the annexation of the "Hallinan Addition" to the City. The motion carried by the following vote:

Ayes: Councilmen - Brown, Hunnell, Schaffer  
and Kirsten

Noes: Councilmen - None

Abstain: Councilman - Culbertson

CCIR

City Manager Graves discussed a bulletin received from the California Council on Intergovernmental Relations concerning establishment of boundaries for regional planning areas. A letter had also been received from the City of Stockton stating that City felt the proposed areas to be too large.

After discussion, the Council agreed the areas as proposed were too large for effective regional planning and instructed the City Manager to request the California Council on Intergovernmental Relations to give further study to the question of boundaries.

REPORTS OF THE CITY MANAGER

CAPELL, MANOR  
ST. LIGHTING  
DISTRICT

RES. NO. 3337

At the meeting of December 17, 1969 questions were raised concerning existing conduit in the Capell Manor Subdivision which might be used in the installation of street lights in that subdivision. The City Manager reported that the locations of the conduit had been determined and all but one standard could be utilized. He explained that by using the existing conduit, the project would be less expensive than the original plans adopted at the meeting of December 17. He presented new plans and specifications for the project. On motion of Councilman Culbertson, Brown second, the Council adopted Resolution No. 3337 amending Resolution No. 3320 and thereby providing for use of the existing conduit in the Capell Manor street lighting project.

RESCIND  
RES. NO. 3330  
& RES. NO. 3331

On motion of Councilman Brown, Schaffer second, the City Council rescinded Resolution No. 3330 ordering the work to be done and Resolution No. 3331 directing that the assessment be prepared for the Capell Manor Street Lighting District.

CAPELL MANOR  
STREET LIGHTING  
DISTRICT

RES. NO. 3338

Councilman Brown then moved adoption of Resolution No. 3338 ordering the work to be done on the Capell Manor Street Lighting District. The motion was seconded by Councilman Schaffer and carried.

RES. NO. 3339

On motion of Councilman Culbertson, Hunnell second, the Council adopted Resolution No. 3339 directing that the assessment be prepared for the Capell Manor Street Lighting District.

CLAIMS

Claims in the amount of \$376,572.82 were approved on motion of Councilman Culbertson, Hunnell second.

AWARD - AUTO

The City Manager presented bids on an automobile for the Fire Department as follows:

RES. NO. 3340

Loewen Auto Company	\$ 2,646.00
Weil Motors, Inc.	2,695.39
Mitchell Chrysler-Plymouth, Inc.	2,950.00

Mr. Graves recommended the award be made to the low bidder, Loewen Auto Company. On motion of Councilman Schaffer, Culbertson second, the Council adopted Resolution No. 3340 awarding the contract for furnishing the automobile to Loewen Auto Company for a total amount of \$2,646.00.

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MONTHLY  
UTILITY  
BILLING

After a brief discussion, the Council, on motion of Councilman Brown, Hunnell second, approved the monthly utility billing system as recommended by the City Manager.

PLANS & SPECS -  
COMFORT STATION  
& CONCESSION  
STAND

On motion of Councilman Culbertson, Hunnell second, the Council approved plans and specifications for a comfort station and concession stand for the softball complex and authorized advertising for bids thereon.

DOCUMENTARY  
TRANSFER TAX

City Attorney Mullen explained that the law relating to the documentary transfer tax was amended to permit the exemption of public agencies. He recommended the Council adopt an amendment to the City's ordinance to comply with the present provisions of the law.

ORD. NO. 919  
INTRODUCED

On motion of Councilman Schaffer, Brown second, the Council introduced Ordinance No. 919 amending Section 5, of Ordinance No. 856 to conform to the present provisions of the Revenue and Taxation Code, Section 11922.

WHITE SLOUGH  
WPCP ACCEPTED

On motion of Councilman Culbertson, Hunnell second, the City Council adopted Resolution No. 3341 accepting the White Slough Water Pollution Control Plant as complete.

RES. NO. 3341

OUTFALL LINE 2

On motion of Councilman Brown, Schaffer second, the City Council adopted Resolution No. 3342 accepting the Sanitary Sewer Outfall Pipeline 2 as complete.

RES. NO. 3342

TRAFFIC STRIPING -  
TURNER - MILLS

City Manager Graves presented a report from Public Works Director Jones concerning traffic striping in the area of Turner Road and Mills Avenue. The Public Works Director recommended Turner Road be striped 4-lane from Loma Drive westerly to the west line of the McLane Substation. This would necessitate prohibiting parking on Turner Road as follows:

RES. NO. 3343

"On the south side of Turner Road from 360 feet west of the center line of Mills Avenue to 275 feet east of the center line of Mills Avenue.

"On the north side of Turner Road from 375 feet west of the center line of Mills Avenue to 330 feet east of the center line of Mills Avenue."

On motion of Councilman Culbertson, Hunnell second, the City Council adopted Resolution No. 3343 prohibiting parking on Turner Road as recommended above.

SPECIFIC PLAN -  
N. STOCKTON ST.

The City Manager presented a revised Specific Plan for North Stockton Street for Council approval. He explained that the City Council, on November 19, 1969, reviewed the Specific Plan for North Stockton Street and referred it back to the Planning Commission for further study.

Minutes of January 7, 1970 continued

ORD. NO. 920  
INTRODUCED

The Council requested the plan be revised in an effort to confine the curve of the street to the city-owned property rather than acquire additional right of way from Stockton Box Company. The revised plan was approved by the Planning Commission on December 8, 1969 and by the Recreation and Parks Commission on January 6, 1970.

After discussion, on motion of Councilman Culbertson, Hunnell second, the City Council introduced Ordinance No. 920 adopting a Specific Plan for North Stockton Street between Turner Road and Lawrence Avenue.

STOCKTON BOX  
REQUEST

City Manager Graves reported that the Stockton Box Company had indicated an interest in purchasing approximately 15 feet across the north end of the City property recently purchased from Mr. and Mrs. Hallinan for the softball complex. The Recreation and Parks Commission felt this would not affect the softball operations planned for that property and recommended the request be granted.

After Council discussion, Councilman Hunnell moved the City Manager be instructed to discuss the request with a representative of the Stockton Box Company and to report back to the Council on the matter. The motion was seconded by Councilman Schaffer and carried with Councilman Culbertson voting no.

WHITE SLOUGH  
WPCP - MAINT.  
AGREEMENT

The City Manager presented the Instrumentation Agreement with Honeywell, Inc. for the White Slough Water Pollution Control Plant. He recommended renewal of the agreement be approved. On motion of Councilman Culbertson, Schaffer second, the Council approved renewal of the agreement and authorized the Mayor to execute same on behalf of the City.

BASEBALL  
CONTRACT

At the meeting of December 17, 1969 the City Manager was directed to arrange for payment of money owing the City from last year's baseball contract. The City Manager reported the Baseball Club had recently paid all but \$500 of the amount owing the City, and he had received assurance this would be paid within a few weeks.

SPECIAL  
ALLOCATION

The Council unanimously approved, on motion of Councilman Culbertson, Schaffer second, a special allocation in the amount of \$1,000 for the purpose of implementing a girls' gymnastics program in the Recreation Department.

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SIDEWALKS

Councilman Culbertson reported he had received complaints from citizens concerning sidewalks in certain areas being broken and in need of repairs. He requested the staff to investigate the matter.

ADJOURNMENT

There being no further business, the Mayor adjourned the meeting at approximately 9:45 p. m.

  
Attest: BESSIE L. BENNETT  
City Clerk